

ROLL CALL BY ITEMMEMPHIS CITY COUNCILDATE: 6/8/10

Present or Absent	COUNCIL MEMBERS	AYE	NAY	ITEM NO. <u>27</u> ORD. NO. <u>5360</u>
	WILLIAM C. BOYD	✓		
	JOE W. BROWN	✓		
	HAROLD COLLINS, CHAIRMAN	✓		
	KEMP CONRAD			
	SHEA FLINN		✓	
	EDMUND H. FORD, JR. 2	✓		
	JANIS FULLILOVE	✓		
	WANDA HALBERT	✓		
	REID HEDGEPEETH		✓	
	MYRON LOWERY	✓		as amended
	BILL MORRISON	✓		
	JIM STRICKLAND		✓	
	BARBARA SWEARENGEN-WARE	✓		

ORDINANCE # 5360
APPROPRIATION ORDINANCE

AN ORDINANCE TO APPROPRIATE THE PROCEEDS OF THE TAX LEVY ON THE ASSESSED VALUES ON ALL PROPERTIES OF EVERY SPECIES WITHIN THE CITY LIMITS FOR GENERAL PURPOSES FOR THE FISCAL YEAR JULY 1, 2010 THROUGH JUNE 30, 2011, INCLUSIVE, TOGETHER WITH ALL COLLECTIONS FROM PRIVILEGES, LICENSES, FEES, FINES, PERMITS, CHARGES, REQUESTS, TRANSFERS FROM NON-BUDGET ACCOUNTS, EARNINGS, REFUNDS, AND ALL OTHER ITEMS CONSTITUTING THE REVENUE RECEIPTS OF THE CITY OF MEMPHIS FOR THE FISCAL YEAR JULY 1, 2010 THROUGH JUNE 30, 2011, INCLUSIVE, TO PROVIDE THE MANNER IN WHICH MONIES MAY BE TRANSFERRED FROM ONE FUND TO ANOTHER AND TO PROVIDE THE STANDARD CODE OR DESIGNATIONS UNDER WHICH THE APPROPRIATIONS ARE TO BE ADMINISTERED AND ACCOUNTING CONTROL MAINTAINED.

SECTION 1. BE IT ORDAINED that the anticipated receipts herein appropriated shall be designated as follows:

1. GENERAL FUND, which shall embrace all expenditures for the accounts of the City corporation, except for the expenditures hereinafter appropriated to the Special Revenue Funds, Debt Service, Enterprise Funds, Internal Service Fund and Fiduciary Fund, including current operations and outlays for construction and equipment to be made from receipts herein appropriated.

GENERAL FUND
GENERAL REVENUES

LOCAL TAXES	
Ad Valorem Tax- Current	262,743,000
Ad Valorem Tax Prior	7,800,000
Rec In Lieu Of Taxes - Cont	5,220,511
Prop Taxes Int & Penalty	6,161,000
Bankruptcy Interest & Penalty	151,500
Special Assessment - Prior	100,000
Local Sales Tax	95,000,000
Alcoholic Bev Insp Fee	4,000,000
Beer Sales Tax	14,673,000
Gross Receipts Bus. Tax	8,287,500
Interest Penalties & Commissions	222,337
Mixed Drink Tax	2,424,000
Bank Excise Tax	792,987
State Appointment TVA	7,700,000
Cable TV Franchise Fees	4,545,000
Miscellaneous Franchise Tax	500,000
Warrants and Levies	1,000
Miscellaneous Tax Recoveries	2,000,000
MLGW/Williams Pipeline	315,000
TOTAL LOCAL TAXES	<u>422,636,835</u>
STATE TAXES (LOCAL SHARE)	
State Income Tax	8,900,000
State Sales Tax	41,000,000
Telecommunication Sales Tax	61,800
State Shared Beer Tax	345,000
Alcoholic Beverage Tax	265,200
Spec Petroleum Product Tax	1,473,528
TOTAL STATE TAXES (LOCAL SHARE)	<u>52,045,528</u>

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LICENSES & PRIVILEGES	
Liquor By The Oz License	270,405
Taxi Drivers Licenses	28,217
Gaming Pub Amusement Fees	13,000
Wrecker Permit Fee	9,088
Miscellaneous Permits	70,000
Beer Applications	57,000
Auto-Veh Reg/Inspect Fee	10,700,000
Beer Permits	140,000
<i>TOTAL LICENSES & PRIVILEGES</i>	<u>11,287,710</u>
 FINES AND FORFEITURES	
Court Fines	5,700,000
Court Costs	4,000,000
Fines & Forfeitures	139,000
Beer Applications (Fines)	150,000
Arrest Fees	256,000
<i>TOTAL FINES & FORFEITURES</i>	<u>10,245,000</u>
 CHARGES FOR SERVICES	
Tax Sales-Attorneys Fee	600,000
MLG &W Rents	2,400
Parking Lots	315,000
<i>TOTAL CHARGES FOR SERVICES</i>	<u>917,400</u>
 USE OF MONEY	
Interest on Investments	1,960,000
Net Income/Investors	2,528
State Litigation - Tax Commission	73,151
<i>TOTAL USE OF MONEY</i>	<u>2,035,679</u>
 OTHER REVENUES	7,880,881
 TRANSFERS	
In Lieu of Tax-MLG&W	53,750,000
In Lieu of Tax-Sewer Fund	3,874,897
Transfer in Debt Service Fund	51,000,000
Transfer In Mun St Aid Fund	16,811,000
Transfer In Sewer Fund	1,300,000
Transfer In Solid Waste	1,031,000
<i>TOTAL TRANSFERS</i>	<u>127,766,897</u>
 TOTAL GENERAL REVENUES/ TRANSFERS IN	634,815,930

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**GENERAL FUND
DEPARTMENTAL REVENUES**

EXECUTIVE	
Federal Grants	123,882
Local Shared Revenue	414,322
<i>TOTAL EXECUTIVE</i>	<u>538,204</u>
FINANCE	
Rezoning Ordinance Publication Changes	10,000
<i>TOTAL FINANCE</i>	<u>10,000</u>
FIRE	
Anti-Neglect Enforcement Program	240,000
Ambulance Service	16,220,000
Fire-Misc Collections	31,000
Local Shared Revenue	20,000
International Airport	3,802,196
<i>TOTAL FIRE</i>	<u>20,313,196</u>
POLICE	
Fines & Forfeitures	54,106
DUI BAC Fees	4,500
Sex Offender Registry Fees	48,790
Police Special Events	850,000
Sale of Reports	259,060
Officers in the School	1,067,000
Misc Revenue	39,000
Federal Grants	240,000
<i>TOTAL POLICE</i>	<u>2,562,456</u>
PARKS	
Admissions - School Groups	14,000
Admissions - Groups	2,900
Admissions - Museum Workshops	17,800
Admissions - General	269,900
Museum Planetarium Fee	67,000
Senior Citizens Meals	135,000
Concessions	414,200
Golf Car Fees	1,124,000
Pro Shop Sales	107,500
Green Fees	1,850,400
Softball	67,250
Basketball	20,250
Ball Permit	14,400
Class Fees	92,200
Rental Fees	220,135
Day Camp Fees	214,050
After School Camp	7,500
Outside Revenue	1,576,320
St TN Highway Maint Grant	111,372
Local Shared Revenue	332,500
Misc Revenue	27,800
<i>TOTAL PARKS</i>	<u>6,686,477</u>
PUBLIC WORKS	
St TN Highway Maint Grant	486,695
<i>TOTAL PUBLIC WORKS</i>	<u>486,695</u>

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HUMAN RESOURCES	
Gym Fees	15,000
<i>TOTAL HUMAN RESOURCES</i>	<u>15,000</u>
 PUBLIC SERVICES	
Dog License	274,965
County Dog License Fee	83,568
Library Fines & Fees	850,000
Weights/Measures Fees	200,000
Fleet/Mobile Fees	262,650
Shelter Fees	181,239
Animal Vaccination	18,234
Local Shared Revenue	654,709
City of Bartlett	1,034,000
Misc Income	50,000
Grant Revenue - Library	16,000
<i>TOTAL PUBLIC SERVICES</i>	<u>3,625,365</u>
 GENERAL SERVICES	
Wrecker & Storage Charges	1,028,920
Tow Fees	1,099,214
Rent of Land	39,168
Easements and Encroachments	86,340
Fiber Optic Franchise Tax	447,960
<i>TOTAL GENERAL SERVICES</i>	<u>2,701,602</u>
 COMMUNITY ENHANCEMENT	
Special Assessment Tax	398,000
St TN Interstate Grant	750,000
<i>TOTAL COMMUNITY ENHANCEMENT</i>	<u>1,148,000</u>
 ENGINEERING	
Subdivision Plan Insp Fees	385,000
Street Cut Inspection Fee	250,000
Signs-Loading Zones	12,800
Arc Lights	4,000
Sale of Reports	14,363
Traffic Signals	66,000
Parking Meters	580,000
MLG&W Rent	400
St TN Highway Maint Grant	95,000
Sidewalk Permits	88,000
<i>TOTAL ENGINEERING</i>	<u>1,495,563</u>
 INFORMATION SYSTEMS	1,200,000
 CITY COURT CLERK	
Court Fees	1,824,000
<i>TOTAL CITY COURT CLERK</i>	<u>1,824,000</u>
 PLANNING AND DEVELOPMENT	
Landmarks Commission Misc. Revenue	0
<i>TOTAL PLANNING AND DEVELOPMENT</i>	<u>0</u>
 TOTAL DEPARTMENTAL REVENUES	<u>42,606,558</u>
 TOTAL REVENUES GENERAL FUND	<u><u>677,422,488</u></u>

**ORDINANCE # 5360
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**GENERAL FUND
EXPENDITURE BUDGET**

EXECUTIVE	1,087,347
Mayor's Office	542,589
Chief Administrative Office	987,615
Auditing	357,404
Mayor's Citizen Service Center	3,709,169
Youth Services/Community Affairs	760,478
Emergency Operations Center	<u>7,444,602</u>
<i>TOTAL EXECUTIVE</i>	
FINANCE	526,238
Administration	1,846,681
Financial Management	741,454
Purchasing	712,191
Budget	175,927
Debt & Investment Management	1,275,394
City Treasurer	505,991
Financial & Strategic Planning Office	<u>5,783,876</u>
<i>TOTAL FINANCE</i>	
FIRE	1,775,780
Administration	6,686,286
Apparatus Maintenance\Hydrant Repair	2,023,091
Logistical Services	2,855,682
Training	5,344,483
Communications	5,272,401
Fire Prevention/Public Education	105,946,441
Firefighting	27,021,964
EMS	3,016,839
Airport	<u>159,942,967</u>
<i>TOTAL FIRE</i>	
POLICE	35,304,375
Executive Administration	25,956,714
Support Services	122,553,814
Precincts	23,220,271
Investigative Services	21,500,099
Special Operations	<u>228,535,273</u>
<i>TOTAL POLICE</i>	
PARKS	654,200
Administration	147,465
Planning & Development	5,771,096
Park Operations	3,326,354
Park Facilities	1,568,873
Zoo	646,800
Brooks Museum	578,664
Memphis Botanic Gardens	1,932,621
Fairgrounds/Stadium	8,542,064
Recreation	4,903,238
Golf	<u>28,071,375</u>
<i>TOTAL PARKS</i>	

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PUBLIC WORKS	784,718
Administration	6,145,268
Street Maintenance	10,997,095
Street Lighting	<u>17,927,081</u>
<i>TOTAL PUBLIC WORKS</i>	
 HUMAN RESOURCES	 1,192,772
Administration/EAP	(22,440)
Benefits	1,218,118
Employment	1,038,327
Compensation/Records Administration	390,537
Labor Relations	473,057
Quality & Professional Development	3,136,061
Testing & Recruitment	<u>7,426,432</u>
<i>TOTAL HUMAN RESOURCES</i>	
 PUBLIC SERVICES & NEIGHBORHOODS	 417,735
Administration	557,064
Special Services	2,551,609
Animal Shelter	2,571,518
Vehicle Inspection	198,928
Memphis/Shebly County Music Commission	17,503,447
Memphis Public Libraries	<u>23,800,301</u>
<i>TOTAL PUBLIC SERVICES & NEIGHBORHOODS</i>	
 GENERAL SERVICES	 686,343
Administration	6,559,174
Property Maintenance	357,315
Real Estate	2,088,209
Operation Of City Hall	2,948,361
Impound Lot	<u>12,639,402</u>
<i>TOTAL GENERAL SERVICES</i>	
 HOUSING & COMMUNITY DEVELOPMENT	 314,238
Housing	3,362,002
Economic Development	777,105
Community Initiatives	308,286
Business Development Center	<u>4,761,631</u>
<i>TOTAL HOUSING & COMMUNITY DEVELOPMENT</i>	
 COMMUNITY ENHANCEMENT	 500,816
Administration	8,409,558
Community Enhancement	<u>8,910,374</u>
<i>TOTAL COMMUNITY ENHANCEMENT</i>	
 CITY ATTORNEY	 13,981,077
 ENGINEERING	 3,350,722
Engineering Administration	2,628,257
Signs And Markings	2,633,827
Traffic Signal Maintenance	<u>8,612,806</u>
<i>TOTAL ENGINEERING</i>	
 INFORMATION SYSTEMS	 19,474,712

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CITY COUNCIL	1,603,745
CITY COURT JUDGES	617,200
CITY COURT CLERK	3,352,323
RED LIGHT CAMERA	<u>1,691,993</u>
	5,044,316
GRANTS & AGENCIES	1,350,000
Chamber Foundation	200,000
Coliseum	1,000,000
Convention Center	600,000
Death Benefits	143,906
Delta Commission on Aging	100,000
Memphis Child Advocacy Center	75,000
Elections	236,134
Landmarks Commission	16,930,000
MATA	1,000,000
MLGW Citizen Assistant	150,000
Memphis Film & Tape	21,998,408
Pensioners Insurance	2,050,000
Planning & Development	2,637,621
Riverfront Development	7,681,705
Shelby County	404,238
Shelby County Assessor	452,000
Transfer Out- Storm Water Fund	60,000,000
Transfer Out - Board of Education	1,300,000
Transfer Out- CRA Program	150,000
Black Business Association	<u>130,000</u>
Urban Art	118,589,012
TOTAL GRANTS & AGENCIES	
TOTAL EXPENDITURES / TRANSFERS GENERAL FUND	673,166,182
CONTRIBUTION TO FUND BALANCE	<u>4,256,306</u>
	<u><u>677,422,488</u></u>

**ORDINANCE # 5360
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2. SPECIAL REVENUE FUNDS

A. HOTEL/MOTEL TAX FUND

HOTEL/MOTEL TAX FUND
REVENUE BUDGET

Hotel/Motel Tax	3,000,000
Transfer from New Memphis Arena Fund	800,000
TOTAL REVENUES	3,800,000

EXPENDITURE BUDGET

Convention/Visitor's Bureau	1,817,104
Transfer to New Memphis Arena Fund	800,000
Transfer To Debt Service Fund	1,182,896
TOTAL EXPENDITURES	3,800,000

B. MUNICIPAL AID FUND, which shall embrace expenditures from Municipal State Aid Fund receipts.

MUNICIPAL STATE AID FUND
REVENUE BUDGET

State Three Cent Tax	3,846,000
State One Cent Tax	2,062,300
State Gas Tax	12,671,000
TOTAL REVENUES	18,579,300

EXPENDITURE BUDGET

Operating Transfer Out To General Fund	16,811,000
Operating Transfer Out To Debt Service Fund	1,768,300
TOTAL EXPENDITURES	18,579,300

C. NEW MEMPHIS ARENA FUND

NEW MEMPHIS ARENA FUND
REVENUE BUDGET

Local Taxes	800,000
State Shared Revenues	12,750,000
Transfer From Hotel Motel Fund	800,000
Transfer From MLGW	2,500,000
TOTAL REVENUES	16,850,000

EXPENDITURE BUDGET

Grants and Subsidies - Sports Authority	15,250,000
Transfer To Hotel Motel Fund	800,000
Contribution to Fund Balance	800,000
TOTAL EXPENDITURES	16,850,000

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D. METRO ALARM FUND

METRO ALARM FUND
REVENUE BUDGET

Alarm Revenue	486,863
TOTAL REVENUE	<u>486,863</u>

EXPENDITURE BUDGET

Alarm Operating Expenses	422,234
Contribution to Fund Balance	<u>64,629</u>
TOTAL EXPENDITURES	486,863

E. ZOO GRANT

ZOO GRANT
REVENUE BUDGET

Contribution from Fund Balance	95,000
TOTAL REVENUE	<u>95,000</u>

EXPENDITURE BUDGET

Zoo Grant Expenses	95,000
TOTAL EXPENDITURES	<u>95,000</u>

F. MLK PARK IMPROVEMENTS

MLK PARK IMPROVEMENTS
REVENUE BUDGET

MLK Park Improvements Revenue	131,000
Contributed from Fund Balance	<u>127,754</u>
TOTAL REVENUE	258,754

EXPENDITURE BUDGET

MLK Park Improvements Expenses	258,754
TOTAL EXPENDITURES	<u>258,754</u>

G. SOLID WASTE MANAGEMENT FUND

SOLID WASTE MANAGEMENT FUND
REVENUE BUDGET

Solid Waste Disposal Fee	58,998,170
Recycling Proceeds	<u>173,000</u>
TOTAL REVENUES	59,171,170

EXPENDITURE BUDGET

Solid Waste Management Expenses	56,281,819
Contribution To Fund Balance	<u>2,889,351</u>
TOTAL EXPENDITURES	59,171,170

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H. PLANNING & DEVELOPMENT

**PLANNING & DEVELOPMENT
REVENUE BUDGET**

Depot Redevelopment Agency	335,310
Industrial Dev Board	600,000
Neighborhood Planning/CRA	504,193
CRA/Projects	3,569,500
Tree Bank	27,959
TOTAL REVENUE	5,036,962

EXPENDITURE BUDGET

Depot Redevelopment Agency	335,310
Industrial Dev Board	600,000
Neighborhood Planning/CRA	504,193
CRA/Projects	3,569,500
Tree Bank	27,959
TOTAL EXPENDITURE	5,036,962

3. DEBT SERVICE FUND

The Debt Service Fund shall embrace expenditures for the payment of interest and installments on the public debt.

**DEBT SERVICE FUND
REVENUE BUDGET**

Current Property Tax	80,213,461
Delinquent Property Tax	2,000,000
In Lieu of Taxes- Contractual	1,700,000
Hotel-Motel Tax	401,270
Use of Money	2,000,000
Intergovernmental Rev.- Airport	2,072,243
Other Revenues	3,305,194
Transfer from Municipal State Aid Fund	1,768,300
Transfer from General Fund	2,933,756
Transfer from Solid Waste Management Fund	1,662,215
Transfer from Storm Water Management Fund	4,412,440
Transfer from Hotel/Motel Fund	1,182,896
Contribution from Fund Balance	27,009,460
TOTAL REVENUES / TRANSFERS IN	130,661,235

EXPENDITURE BUDGET

Redemption of serial bonds and notes	24,099,970
Interest	55,211,265
Transfer to General Fund	51,000,000
Other	350,000
TOTAL EXPENDITURES / TRANSFERS OUT	130,661,235

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4. ENTERPRISE FUNDS

A. SEWER FUND which shall embrace expenditures from City Sewer Fees, Connection Fees, Miscellaneous Fees, and other monies used for Sewer Services operating and debt service purposes.

**SEWER FUND
REVENUE BUDGET**

Sewer Fees	74,954,000
Sewer Connection Fees	150,000
Sewer Special Connections	30,000
Rents	32,000
Subdivision Development Fees	400,000
Interest on Investments	200,000
TOTAL REVENUES	75,766,000

EXPENDITURE BUDGET

Environmental Inspection & Preventive Maintenance	5,353,099
T E Maxson Treatment Plant	14,508,761
Maynard Stiles Treatment Plant	14,022,925
Lift Stations	1,226,380
Environmental Administration	1,601,832
Environmental Maintenance	6,011,824
Sanitary Sewer Design	1,101,724
Dividend To General Fund	1,300,000
Cost Allocation- General Fund	1,075,000
In Lieu of Tax	4,000,000
Payment of Debt Service	15,759,000
State Loan & Principal & Interest	147,000
Increase (Decrease) in Net Assets	9,658,455
TOTAL EXPENDITURES	75,766,000

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B. STORM WATER FUND which shall embrace expenditures from City Storm Water Fees, Drainage Fees, Miscellaneous Fees, and other monies used for Storm Water Services operating and debt service purposes.

STORM WATER FUND
REVENUE BUDGET

Storm Water Fees	24,275,500
Open Transfer In - General Fund	452,000
Fines & Forfeitures	5,000
TOTAL REVENUES	24,732,500

EXPENDITURE BUDGET

PW/Drain Maintenance	6,323,321
PW/ Heavy Equipment Services	2,525,881
PW/ Flood Control	1,382,580
PW/Storm Water	1,259,138
CE/ Street Sweeping	2,378,996
ENG/ Drainage Design	344,107
Cost Allocation- General Fund	300,000
MLGW Billing	408,000
Materials & Supplies	50,000
Depreciation	500,000
Transfer Out - Debt Service	4,412,440
Increase (Decrease) in Net Assets	4,848,037
TOTAL EXPENDITURES	24,732,500

5. INTERNAL SERVICE FUND

HEALTHCARE
REVENUE BUDGET

Employer Contributions	43,149,682
Employee Contributions	16,247,269
Other (Medicare Part D/Interest)	1,053,000
TOTAL REVENUES	60,449,951

EXPENDITURE BUDGET

Personnel	330,880
Materials & Supplies	3,830,721
Claims Incurred	58,579,340
Transfer Out	5,642,898
Other	2,700
Increase/(Decreases) in Net Assets	(7,936,588)
TOTAL EXPENDITURES	60,449,951

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6. FIDUCIARY FUND

OTHER POST EMPLOYMENT BENEFITS (OPEB)
ADDITIONS

Employer	36,757,136
Members	13,840,267
Medicare Part D	805,000
Transfer In	5,642,898
Interest on Investments	92,000
<i>TOTAL ADDITIONS</i>	<u>57,137,301</u>

DEDUCTIONS

Benefits	49,900,919
Administrative Expenses	3,545,066
Other	2,300
Increase/(Decrease) in Net Assets	3,689,016
<i>TOTAL DEDUCTIONS</i>	<u>57,137,301</u>

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SECTION 2. BE IT FURTHER ORDAINED that for the purposes of budget control, administration and accounting of the appropriations made herein for the fiscal year, July 1, 2010, through June 30, 2011, inclusive, the Division and Program names shall be as set out in accordance with the requirements of Section One (1) hereof.

SECTION 3. BE IT FURTHER ORDAINED that Council estimates of the revenues of the City of Memphis for the fiscal year, July 1, 2010, through June 30, 2011, inclusive, which are applicable to the purposes for which taxes are levied shall be set in the schedule within Section 1.

SECTION 4. BE IT FURTHER ORDAINED that all monies subject to appropriation by all divisions shall be deposited with the City Treasurer for the use of the City and all monies so received shall be considered appropriated regardless of the foregoing estimates by items until the appropriations have been filled.

Thereupon, any surplus shall become and be designated Unappropriated Revenue and be subject to lawful appropriation by the Council. Such amounts are not appropriated for the use of the Division receiving same, but shall be carried as a memorandum of collections and earnings.

SECTION 5. BE IT FURTHER ORDAINED that the Comptroller shall have no power to authorize withdrawal of funds constituting the current operating revenues of the City of Memphis from the Treasury of the City of Memphis nor shall any obligations for the expenditures of any such funds be incurred except in pursuance of this ordinance; provided, however, that the Council may appropriate in the current year a greater amount for the operation of any Division, or for any corporate purpose other than those for which an appropriation shall have been made herein in the event that the current revenues shall be available for such purposes; and, provided further, that said expenditures shall be authorized by ordinance or resolution duly adopted by the Council.

SECTION 6. BE IT FURTHER ORDAINED that where work is done or materials furnished by one service center for another service center, the Comptroller is directed to charge the appropriation of the service center receiving and to credit the appropriation of the service center furnishing such labor or materials with the proper cost thereof, when said charge is accepted by the service center receiving same.

SECTION 7. BE IT FURTHER ORDAINED that the Comptroller shall maintain on file in his/her office the line item budget of each program, and that sums not to exceed the preceding amounts set forth in totals by Division and Program for the several funds shall so far as may be needed, be appropriated for the purpose shown for the fiscal year, July 1, 2010 through June 30, 2011, inclusive.

The Mayor shall have the authority to approve transfers between line items within the total amounts of each category (Personnel, Supplies and Services, Grants & Subsidies, Capital Outlay and Expense Recoveries).

The Mayor shall have the authority to approve transfers between categories within the total amounts of each program as set forth herein, however, each transfer shall have a maximum limit of \$50,000 and each Program shall have an annual cumulative limit of \$100,000 for transfers between categories, within the total amounts of each Program. Any transfer of appropriations between Programs shall be made only upon the authorization by ordinance or resolution of the Council.

SECTION 8. BE IT FURTHER ORDAINED, that at the end of the fiscal year which is fixed as June 30, the City Comptroller be authorized to transfer funds as necessary in order that budgeted appropriations not be exceeded in each Program and that the transfer of funds shall not result in an increase in the total Fiscal Year 2011 budget.

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SECTION 9. BE IT FURTHER ORDAINED that pursuant to the provisions of the City Charter as amended when any obligation has been incurred by order, contract, agreement to purchase, hire, receive or otherwise obtain anything of value for the use of the City by the joint action of the respective Division Directors, a liability shall be construed to have been created against the appropriation of the Division affected and the respective Division Directors and Program Heads in charge and other persons are prohibited from incurring liabilities in excess of the amount appropriated for each budget of each Program, the totals of which are set out in Section One (1), hereof, of additional amounts which may hereafter be authorized by the Council.

SECTION 10. BE IT FURTHER ORDAINED that, at the close of each fiscal year, which is fixed as June 30, any unencumbered balance of an appropriation shall revert to the appropriate fund balance account or net assets account and shall be subject to reappropriation by the Council, but appropriations may be made during any year from the current year budget in furtherance of improvements or for any corporate purpose which will not be completed within such year.

SECTION 11. BE IT FURTHER ORDAINED that it shall be the duty of the Comptroller to keep an account of each object item appropriation made by the City Council and each such account shall show the appropriations made thereto, the amounts drawn thereon, and he/she shall make available such information on each appropriation account to the Directors of the various Divisions.



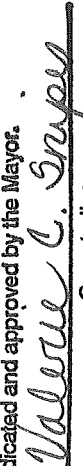
SECTION 12. BE IT FURTHER ORDAINED that no claims against the City shall be paid except by means of a check, manual or electronic, on the Treasury issued and signed/authorized by the Comptroller.

SECTION 13. BE IT FURTHER ORDAINED that the Council expressly declares that each section, subsection, paragraph and provision of this ordinance is severable, and that should any portion of this ordinance be held unconstitutional or invalid, the same shall not affect the remainder of this ordinance, but such unconstitutional or invalid portion be elided, and the City Council declares that it would have passed this ordinance with such unconstitutional or invalid portions elided.

SECTION 14. BE IT FURTHER ORDAINED that this ordinance take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller and become effective as otherwise provided by law.


Harold B. Collins, Chairperson

Attest: Patrice Thomas, Comptroller

THE FOREGOING ORDINANCE
5360 PASSED
1st Reading 5-11-10
2nd Reading 5-25-10
3rd Reading 6-2-10
Approved: 
Chairman of Council
Date Signed: 06/22/2010
Approved: 
Mayor, City of Memphis
Date Signed: 6/28/2010
I hereby certify that the foregoing is a true copy, and said document was adopted by the Council of the City of Memphis as above indicated and approved by the Mayor.

Comptroller